FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

Dist.

CRIMINAL APPLICATION NO.5275 OF 2004
IN
CRIMINAL APPEAL NO.1454 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.Rajiv Patil with Mr.v.V.Purvant for the Applicants.

Mr. D.P.Adsule, A.P.P. for the State.

CORAM: V.M.KANADE, J.
DATED: 7TH DECEMBER, 2004

P.C. :

Heard the learned counsel for the Applicants and the learned A.P.P. for the State. The Applicants are convicted by the trial Court for having committed an offence punishable under section 307 read with 34 of the Indian Penal Code and they are sentenced to suffer rigorious imprisonment for 6 years each and to pay fine of Rs.1000/- each and, in default, to

suffer further simple imprisonment for three months each.

2. The prosecution's case is that the Applicants/Accused Nos.1, 3 and 4 assaulted Kanif with sword and chopper on two occasions and, as a result, Kanif suffered injuries on his hands and legs and one injury was found on his head. The trial Court has dis-believed the evidence of the inured Kanif regarding the assault by the Applicants with sword.

3. Prima-facie case is being made out by the Applicants for bail. The Applicants are released on bail in the sum of Rs.5000/- each with one or two sureties of the like amount. The Applicants however shall not enter the city of Phaltan pending the hearing and final disposal of the Appeal. They shall furnish the new address to the Superintendent of Jails before they

are released on bail and shall report to the nearest police station from their new address twice in a month.

4. Application stands disposed of.